

## SYSTEM AND METHOD FOR CALIBRATING LIGHT EMITTING DEVICE

Appl. No. : 10/711,789 Confirmation No. 5788  
Applicant : Kun-Yi Chan,  
Shang-Pin Sun  
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Examiner : Wyatt, Kevin S  
Docket No. : MTKP0178USA  
Customer No. : 27765

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

### INTRODUCTORY COMMENTS

Sir:

- 5 In response to the Office action of January 23, 2007, the applicant asserts that claim 38 has been placed in condition for allowance as the cited reference, U.S. Publication No. 2004/0041571 A1, is found inoperative under 102(e) due to common assignee's own work. Reconsideration of claim 38 is respectfully requested.

**Remarks** begin on page 2 of this paper.